



U.S. Department of Justice
Office of Information Policy
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Washington, DC 20530-0001

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SEP 26 2012

Ms. Theresa Luke
292 Allerton Commons Lane
Braintree, MA 02184

Re: Appeal No. AP-2012-03181
Request No. 2012USMS21381
KWC:PED

FILED
IN CLERK'S OFFICE
2012 OCT 1 1:48
U.S. DISTRICT COURT
DISTRICT OF MASS.

Dear Ms. Luke:

You appealed from the action of the United States Marshals Service (USMS) on your request for access to records concerning yourself and the Witness Protection Program.

The Freedom of Information Act provides for disclosure of many agency records. At the same time, Congress included in the FOIA nine exemptions from disclosure that provide protection for important interests such as personal privacy, privileged communications, and certain law enforcement activities.

After carefully considering your appeal, I am affirming USMS's action in refusing to confirm or deny the existence of records responsive to your request pursuant to 5 U.S.C. § 552(b)(3). This provision concerns matters specifically exempted from release by statute (in this instance, 18 U.S.C. § 3521(b)(1)(G), which allows the Attorney General to protect certain information from disclosure pertaining to the Witness Security Program).

Please be advised that this Office's decision was made only after a full review of this matter. Your appeal was assigned to an attorney with this Office who thoroughly reviewed and analyzed your appeal, your underlying request, and the actions of USMS in response to your request.

If you are dissatisfied with my action on your appeal, the FOIA permits you to file a lawsuit in federal district court in accordance with 5 U.S.C. § 552(a)(4)(B).

Sincerely,

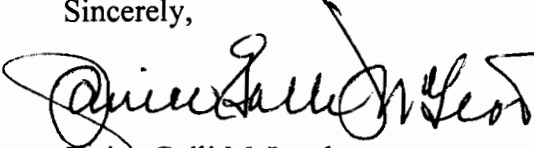

Janice Galli McLeod
Associate Director

Exhibit A